

1 Q. Okay. And how do you know that? Did  
2 you talk to him about it?

3 A. He told me that -- after receiving the  
4 notice where it was declined, he then  
5 told me that Mr. Looney said that he  
6 didn't see where a classroom teacher was  
7 sufficient enough to present and  
8 represent the school district at a  
9 national conference, which I said  
10 contradicts what he told me and e-mailed  
11 me.

12 Q. Contradicts what Mr. Looney told you and  
13 e-mailed you?

14 A. Contradicts what Mr. Barker said  
15 Mr. Looney said.

16 Q. Okay. I've got -- let's see. Let me  
17 see if I can find it real quick. I have  
18 a copy of an e-mail that Mr. Looney sent  
19 you when you inquired of him or asked  
20 for his help. Is there more than one  
21 e-mail that you know of?

22 A. No, there was just the one, I believe.

23 Q. Okay. Were there any other occasions

1 Q. Do all the documents that you're looking  
2 at refer to that professional  
3 development request?

4 (Witness reviewed document.)

5 A. Yes.

6 Q. We'll make that Exhibit 39.

7 (Whereupon Defendants'  
8 Exhibit No. 39 was marked  
9 for identification and  
10 attached hereto.)

11 Q. Who said no to that one?

12 A. This one here, Dr. Owens approved. But  
13 then he came back and told me that he  
14 couldn't approve it, because Mr. Barker  
15 said it wasn't in line with my job  
16 description.

17 Q. Do people's request for professional  
18 development get approved or disapproved  
19 based on certain factors regarding  
20 whether it fits in their job  
21 description?

22 A. As with all. As with all.

23 Q. I mean, that's the common practice; is

1 as to whether or not you should be  
2 employed?

3 A. No.

4 Q. Have you ever had any conversations with  
5 any of the school board members about  
6 your employment or your nonrenewal with  
7 the Board?

8 A. No.

9 Q. Have you ever been told, or has your  
10 mother or anyone else been told, that  
11 told it to you, anything that the school  
12 board has said about your employment for  
13 any of these jobs that would relate to  
14 your race, your age -- excuse me, your  
15 race or your sex?

16 A. No.

17 Q. Have you ever been told by anybody that  
18 the Board has said anything about your  
19 lawsuit or your mom's charges against  
20 the Board?

21 A. No.

22 Q. When did your mom make charges against  
23 the Board?

1 A. I would -- I really don't know. I  
2 was -- I was, I think, maybe in  
3 elementary or junior high school. It's  
4 been awhile.

5 Q. It's been a long time ago, hasn't it?  
6 In fact, your mom is still employed with  
7 the Board, isn't she?

8 A. Yes.

9 Q. And your brother, Marvin, is employed  
10 with the Board?

11 A. Yes.

12 Q. And what is his job?

13 A. He's Director of Guidance at Jeff Davis  
14 High School.

15 Q. Okay. Is he of the opinion that he has  
16 suffered retaliation as a result of his  
17 relationship with your mother?

18 A. Yes.

19 Q. He does? Are there jobs that he has not  
20 received, that he believes he deserved,  
21 because of his relationship with your  
22 mother -- I say relationship -- because  
23 of his mother?

1 A. There was one.

2 Q. And what was that?

3 A. It was an administrative assistant's  
4 position, I think at Houston Hill. And  
5 some kind of way it was twisted that the  
6 job wasn't available or you were not  
7 supposed to interview. It was some --  
8 he and Mr. Barker had some dialogue  
9 about it. Later to find out a principal  
10 said to me, Well, I wanted to hire him.  
11 I didn't know you from him. I just saw  
12 the last name. I wanted to hire him.  
13 When I found out who he was, I wanted to  
14 hire him, but, you know, they told me I  
15 had to hire somebody else.

16 Q. Was he ever given any information that  
17 that was because of his mother?

18 A. If it's been said to him, he hasn't  
19 relayed it to us.

20 Q. Okay. Has he had a successful career  
21 with the Board?

22 A. It could have been better.

23 Q. In what way?

1 A. It could have been better.

2 Q. And what do you mean by that?

3 A. There have been jobs that he has applied  
4 for that he possibly could have  
5 attained.

6 Q. Do you have any idea about the  
7 qualifications of the people who did get  
8 those jobs?

9 A. No, I don't.

10 Q. Has he gained tenure with the Board?

11 A. Yes, he has.

12 MRS. CARTER: All right.

13 Let's take a short  
14 break.

15 (Whereupon a brief recess  
16 was taken.)

17 BY MRS. CARTER:

18 Q. In looking at your amended Complaint or  
19 your Complaint, because some of my  
20 questions will come from your Complaint.  
21 It appears that the initial claim that  
22 you make -- well, it doesn't appear in  
23 your lawsuit that you allege that you

1 were nonrenewed in 2002 based on  
2 discrimination or retaliation. And  
3 you've testified today that that is part  
4 of your lawsuit. So I'll just ask if  
5 you've already told us everything about  
6 any evidence or information you have  
7 that you were nonrewed at the end of  
8 your Southlawn tenure as a result of  
9 discrimination or retaliation?

10 A. Ask that again.

11 Q. Is there any other information or  
12 evidence that you haven't already told  
13 us that you were nonrewed after teaching  
14 at Southlawn because of discrimination  
15 or retaliation?

16 A. No, there's no new information.

17 Q. Okay. Because in looking at your  
18 Complaint, it says that in the Summer of  
19 2003, that you sought positions and were  
20 eventually hired as a reading coach, and  
21 then it goes into the details that we've  
22 already kind of hashed out regarding  
23 that position not really being a reading

1 that would identify that he felt my  
2 qualifications outranked or outweighed  
3 this other person.

4 Q. Okay.

5 A. And --

6 Q. Do you personally know what her -- it  
7 was a female, correct?

8 A. Yes.

9 Q. Do you personally know what her  
10 qualifications were?

11 A. No, I don't.

12 Q. Do you know whether she'd ever been an  
13 administrative assistant in a school  
14 system before?

15 A. I don't know.

16 Q. Okay. You further allege that after  
17 having filed your charge, that you were  
18 not granted professional development  
19 even though your principal approved the  
20 leave, correct?

21 A. Yes.

22 Q. And it's your belief that if Mike Looney  
23 was asked, he would say that he agreed



1 that you should go on this professional  
2 development?

3 A. Yes.

4 Q. Are you speaking here in particular  
5 about the October 2004 request -- or I  
6 guess both, because you had another one  
7 before this was filed?

8 A. Yes.

9 Q. And then February 2005?

10 A. Yes.

11 Q. In Paragraph 9, it says that in one  
12 instance the Montgomery County Board of  
13 Education hired an administrative  
14 assistant over you, who was not  
15 currently certified in administration as  
16 Lowe was. Are you talking about Denita  
17 Easterling?

18 A. Yes.

19 Q. And you've told us all about that?

20 A. Yes.

21 Q. It says here that the problem was that  
22 the superintendent and management of the  
23 Board would not allow you to take jobs

1 (phonetic) asked me was I available to  
2 teach, could I teach Special Education.  
3 And he told me that a friend recommended  
4 me to him, and he was waiting -- I've  
5 been waiting for two weeks for you to  
6 call me, and do you want science or  
7 English? And I told him, I said, Well,  
8 let me take the English since I've  
9 taught science at secondary level. And  
10 he told me to go and see Mr. Barker.

11 He then called me that  
12 afternoon, early evening, and he assured  
13 me, Don't you do anything until you see  
14 Mr. Barker. I still want you over here.  
15 I need you to go and see Mr. Barker.  
16 Don't do anything, but see Mr. Barker.

17 Q. Okay. Did you not tell me earlier that  
18 you're not certified to teach Special  
19 Education?

20 A. I am eligible for emergency  
21 certification. I can't say I'm not  
22 certified, because I do qualify for  
23 certification. We have just never

1 applied for certification.

2 Q. Okay. And I understand that. My  
3 question is: At that time, were you  
4 presently certified to teach Special  
5 Education?

6 A. No. I did not hold an endorsement in  
7 Special Education.

8 Q. Okay. Did Mr. Sikes -- that's David  
9 Sikes, right?

10 A. Yes.

11 Q. Did Mr. Sikes ever tell you why he could  
12 not give you the job?

13 A. No. He avoided me. Because he was  
14 fully aware that we would have to apply  
15 for an emergency certificate. Because I  
16 had all of the coursework and everything  
17 from an accredited institution that we  
18 were going to go through. He clearly  
19 knew everything and was satisfied with  
20 it.

21 Q. All right. What was the second job?

22 A. The second one was --

23 Q. And it doesn't have to be in

1       chronological order. I just want to get  
2       the four.

3       A.   -- with Mr. Quesha Starks at BTW Magnet.  
4       And after the interview with me -- we  
5       had a very lengthy interview -- she  
6       called me late one evening to tell me  
7       that she was getting ready to make her  
8       recommendation, and I need to get your  
9       phone numbers, because -- and I need to  
10      give you my phone numbers, because we  
11      will be working closely together next  
12      year. And I need to be able to get in  
13      touch with you after, you know, the  
14      Board meeting. But I'm getting ready to  
15      make my recommendation, and I just have  
16      one other interview I need to conduct  
17      over the phone. But I've already made  
18      my decision, and I'm getting ready to  
19      call Ms. Hicks with my recommendation.

20      Q. Did she tell you that she was going to  
21      recommend you?

22      A. Why would she call me to tell me that --

23      Q. Did she tell you that she was going to

1 recommend you?

2 A. No. She suggested that we would work  
3 closely together next year, and I need  
4 to be able to get in touch with you  
5 after the Board meets, and we need to  
6 get in touch with each other.

7 Q. And she still had an interview to do?

8 A. She had a phone interview that she said  
9 she was going to do. But she had  
10 already made up her mind on who she was  
11 recommending.

12 Q. Do you know how that phone interview  
13 went or whether she changed her mind  
14 after she had the phone interview?

15 A. She interviewed my brother.

16 Q. On the phone?

17 A. Yes.

18 Q. Okay. And did you have any  
19 communications with her about whether  
20 she recommended you for the job?

21 A. She avoided me. After the announcement  
22 came out, she avoided me.

23 Q. What was the third job?

1 then nothing happened.

2 Q. Did you have conversations with Jimmy  
3 Barker about the fact that you did not  
4 have a Special Education certification  
5 in conjunction with Bobby Abrams wanting  
6 to hire you for that position?

7 A. We had that conversation earlier. I  
8 don't remember when we had it. Because  
9 Ms. Hicks interjected to tell me that I  
10 didn't qualify for -- and I contradicted  
11 her with the State Department. And I  
12 clearly do meet the requirements. And I  
13 do have the coursework, shy of three  
14 courses, to be certified in Special  
15 Education, shy of an internship. I even  
16 gave Mr. Barker the same information  
17 that I gave Mr. Sikes, with the courses  
18 on an accredited section of approved  
19 schools curriculum, the courses that  
20 came from all of my transcripts.  
21 Mr. Barker said, Well, Melvin, these  
22 courses don't read a prefix with Special  
23 Education. But they don't have to.

1 Certain courses will read prefixes, the  
2 others will not.

3 Q. Okay. Let me ask you this.

4 A. Okay.

5 Q. Have you even completed, sitting here  
6 today, the classes that you have to take  
7 to be certified in Special Education?

8 A. Yes. The additional three, no.

9 Q. Okay. So you would still today -- and  
10 I'm not talking about emergency  
11 circumstances --

12 A. Uh-huh (affirmative response).

13 Q. -- but today you would have to complete  
14 additional coursework to get your  
15 certification in Special Education?

16 A. If somebody offered me a job:

17 Q. Did you ever tell Jimmy Barker that you  
18 were certified in Special Education, you  
19 just needed to get --

20 A. I already told him -- oh, I'm sorry.

21 Q. -- that you just needed to get him the  
22 paperwork?

23 A. No. I always told Mr. Barker I'm

1 eligible for the emergency certificate.  
2 It never came up.

3 Q. Did Mr. Barker ever say fine, with you  
4 being a Special Ed teacher for  
5 Mr. Abrams, but you've got to be  
6 certified in the position?

7 A. We didn't talk, I don't think, after the  
8 situation with Mr. Abrams. After Carol  
9 Hicks told Mr. Abrams that I changed my  
10 mind, I don't think I talked to  
11 Mr. Barker after that.

12 Q. So your conversations with Mr. Barker  
13 about your Special Education  
14 certification, based on your testimony,  
15 would have been related to Sikes,  
16 Principal Sikes?

17 A. Yes.

18 Q. Okay. What was the fourth job?

19 A. Dr. Owens, at Patterson, interviewed me  
20 for the reading coach position, grades  
21 four through six. And after I  
22 interviewed with -- I interviewed with  
23 Connie Mizell, Sherry Dice (phonetic),



1 and Sharon Sewell initially. And then  
2 Dr. Owens called me and said, you know,  
3 I've got your name on the list, you've  
4 been cleared to interview for reading  
5 coach positions. He called me in about  
6 maybe two days. I thought it would have  
7 been the first, but he called me two  
8 days later to tell me that, I'm going to  
9 go ahead and send in I want you. And we  
10 were sitting back, you know,  
11 anticipatory that everything would  
12 unveil. And the problem was, Dr. Owens  
13 kept saying he needed to talk to  
14 Mr. Barker, he couldn't get in touch  
15 with Mr. Barker.

16 Finally, because the school  
17 year was constantly moving ahead, Dr.  
18 Owens talked to Carla Winborne, who  
19 said -- before he talked to Carla  
20 Winborne, Ms. Mizell positioned him with  
21 two women to hire. And after he didn't  
22 select either one of those women and  
23 kept submitting my name, it was then the

1 A. Mr. Abrams had -- at McKee Junior High,  
2 I think it was a Special Ed, a B.I.P.  
3 unit, Behavior Intervention Program  
4 unit. And he asked me -- we  
5 interviewed. And after we had  
6 interviewed, he told me -- it was like  
7 this, I'm going to call you the next  
8 day. When he called me, he was kind of  
9 upset, because he said, Melvin, why  
10 didn't you tell me you changed your  
11 mind? I said, What are you talking  
12 about? I didn't change my mind.  
13 Ms. Hicks said that she spoke with you  
14 and you just didn't want it, you changed  
15 your mind, and I had to pick somebody  
16 else.

17 And, you know, we went back to  
18 the initial incident. And I said to  
19 myself, Bobby -- Mr. Abrams, the same  
20 thing again, you know, I didn't tell you  
21 that, just like when you told me before  
22 you recommended me. And Mr. Barker told  
23 me that he had a recommendation. And

1 statement, Well, you had a poor  
2 interview. I've been doing -- I'm  
3 sorry.

4 Q. Go ahead. I apologize. I was just  
5 breathing.

6 A. You had a poor interview. I had been  
7 doing this job for the past two years.  
8 I hardly believe I had a poor interview.  
9 And then I wrote a dissertation on  
10 reading instruction. I don't think I  
11 had a poor interview with something as  
12 competent as I would have been with it.

13 Q. Were you ever told by Dr. Owens that  
14 Mr. Barker had explained to him that you  
15 had to go through the interview process  
16 with curriculum instruction, who rates  
17 the interviewees and then sends them out  
18 to the schools?

19 A. We did that.

20 Q. And you went through that process?

21 A. Yes.

22 Q. After being told that you had to go  
23 through it? He sent you back through

1 that process, correct?

2 A. No. I went through the process first,  
3 and then I was sent to Dr. Owens.

4 Q. Okay. All right. Do you know whether  
5 the people who interviewed you at  
6 curriculum instruction, whether they  
7 rated you high or recommended you to the  
8 principals for hire?

9 A. Mr. Barker told me that Connie Mizell  
10 stated I had a poor interview which --

11 Q. Was she one of the people that  
12 interviewed you?

13 A. Yes.

14 Q. Do you know whether or not Dr. Purcell  
15 had determined that principals were not  
16 going to hire reading coaches unless  
17 they were strongly recommended out of  
18 the curriculum and instruction interview  
19 process?

20 A. I would have no idea what Dr. Purcell  
21 said to the administrative staff.

22 Q. Do you know whether anybody who  
23 interviewed you with curriculum and

1 instruction based their rating process  
2 on your race or sex?

3 A. I have no idea.

4 Q. Do you know whether anybody who was  
5 rating you in curriculum and instruction  
6 knew that your mother had ever filed a  
7 claim?

8 A. I have no idea of knowing.

9 Q. Do you know whether the people who rated  
10 you or interviewed you with curriculum  
11 and instruction knew that you had filed  
12 a lawsuit?

13 A. One individual knew.

14 Q. Okay. And who was that?

15 A. Sharon Sewell.

16 Q. She was one of the people that  
17 interviewed you?

18 A. Yes.

19 Q. And how many people were interviewing  
20 you?

21 A. Three.

22 Q. She was one of three?

23 A. Yes.

1 A. I didn't tell him.

2 Q. Did you discuss it with him?

3 A. No.

4 Q. Did he ever indicate to you that he was  
5 told he couldn't hire you because of  
6 your lawsuit?

7 A. No.

8 Q. There was, I guess, a female, you said,  
9 got that job -- oh, no, no, that was the  
10 year before.

11 A. Yes.

12 Q. Do you know who got the Special  
13 Education job?

14 A. No, I don't.

15 Q. Okay. What was the job at BTW Magnet  
16 with Ms. --

17 A. Administrative assistant.

18 Q. Administrative assistant. Do you know  
19 who got that job?

20 A. No, I don't.

21 Q. So you don't know their race or sex?

22 A. No.

23 Q. What about David Sikes. Who got that

1 Special Ed job?

2 A. I don't know.

3 Q. Did Mr. Sikes talk to you about your  
4 lawsuit?

5 A. He didn't know -- if he knew about it,  
6 he didn't mention it to me.

7 Q. Okay. Did he ever tell you that's why  
8 he couldn't hire you?

9 A. He avoided me. He didn't have any other  
10 discussions with me.

11 Q. Are there any other jobs that you  
12 would have -- that you could have been  
13 hired for in the -- for the fall 2005,  
14 for the school year that we're in now,  
15 upon which you base your claim? Those  
16 are the four jobs that you reference in  
17 your lawsuit as it relates to the jobs  
18 that you didn't get that summer?

19 A. Yes.

20 Q. There are other jobs?

21 A. No, those are the -- those are the ones.

22 Q. Those are the four, okay.

23 Have you told me about any

1 conversations that you personally have  
2 had with anybody that would reflect that  
3 you're being nonrenewed or not getting  
4 additional jobs with the Board had to do  
5 with your lawsuit?

6 A. No more than we've already discussed.

7 Q. Okay. And I know we've talked about  
8 Dr. Owens. And have you told me about  
9 any conversation or anything that you  
10 can remember, sitting here today, where  
11 reference to your mother was made?

12 A. None other than the ones we have  
13 mentioned.

14 Q. Okay. Have there been any conversations  
15 that you have not told us about where a  
16 person was placed in a job, instead of  
17 you, that regarded your race or where  
18 you were told we needed a white person  
19 in that job or anything of that nature?

20 A. None other than those we've already  
21 discussed.

22 Q. Okay. And refresh my memory. There was  
23 one occasion that I remember where I



1 think you've said in something written  
2 that Mr. Barker or somebody said that a  
3 white person had to be hired. Was there  
4 more than one time that that happened?

5 A. I don't recall being called by race.

6 Q. Was it female?

7 A. That a female had to be hired.

8 Q. A female, okay. The incident in regards  
9 to a female having to be hired, was that  
10 where Bobby Abrams said he wanted you as  
11 his administrative assistant, and Jimmy  
12 Barker allegedly told Bobby that he had  
13 to hire a female?

14 A. Yes.

15 Q. Were there any other occasions that you  
16 know of where a woman got the job  
17 instead of you, and you were told or  
18 heard that that happened because the  
19 person was a female?

20 A. No.

21 Q. Where have you worked since you were  
22 nonrenewed in May of 2005?

23 A. I've done some consulting, but no

1 full-time work.

2 Q. Where have you consulted?

3 A. For the Southern Women's Leadership  
4 Development Institute, SWLDI.

5 Q. Southern Women's --

6 A. Women's Leadership Development  
7 Institute. And Exploratorium Academy.

8 Q. I apologize. Is that one name like and  
9 Exploratorium Academy, or is that a  
10 different entity?

11 A. That's a different entity.

12 Q. Okay. What have you done for Southern  
13 Women's Leadership Development  
14 Institute?

15 A. Program planning, development policy,  
16 development policy implementation.

17 Q. Where is that located? What is it?

18 A. It's right across the street from the  
19 train building, close to the old Union  
20 Station.

21 Q. And who runs it?

22 A. Doris Crenshaw (phonetic).

23 Q. And what type of program planning do you

1 Q. And what did you teach?

2 A. I will be teaching reading in the  
3 content area. Reading in the content  
4 area.

5 Q. What does that mean?

6 A. It's a secondary reading instructional  
7 course.

8 Q. And you'll be teaching --

9 A. It's a methods course.

10 Q. And you'll be teaching college-age  
11 students?

12 A. Yes.

13 Q. And when do you start that job?

14 A. Next -- next week. The semester starts,  
15 I think, next week.

16 Q. Is that a full-time position or just one  
17 class?

18 A. Just one class. And I just thought --  
19 Northcentral University.

20 Q. Okay.

21 A. You want the name of the course or  
22 just . . .

23 Q. That's fine. That your teaching?

1 just at eleven.

2 MRS. CARTER: All right. If  
3 y'all will give us a  
4 minute, or I can leave.  
5 It doesn't matter.

6 MR. PATTY: Yeah. I just  
7 have a couple of  
8 follow-ups. Do you  
9 want me to do that real  
10 quick?

11 MRS. CARTER: Sure.

12 MR. PATTY: And that way --

13 MRS. CARTER: Sure. I'll be  
14 looking at my stuff.

15 MR. PATTY: Yeah. There may  
16 be something that  
17 you'll want to come  
18 back and ask.

19 EXAMINATION

20 BY MR. PATTY:

21 Q. Mr. Lowe, you have a -- and I don't know  
22 if you mentioned this when you were  
23 going over your degrees -- you have an

1 Ed.S./AA certification degree with a  
2 concentration in Special Ed  
3 collaborative training, if I said that  
4 right?

5 A. Collaborative teaching.

6 Q. Collaborative teaching?

7 A. Most of my extra coursework and  
8 electives were Special Ed classes. And  
9 I just filed at the state department for  
10 that upgrade on my certificate.

11 Q. Okay. All right. So that was in the  
12 Fall of 2004 when you obtained that  
13 degree that I just --

14 A. It was prolonged. So I just filed -- I  
15 just sent the state department  
16 information for the upgrade.

17 Q. But did you have the degree in the Fall  
18 of 2004?

19 A. I think I had completed it. We were in  
20 a university problem, but it was  
21 completed.

22 Q. And that was with Alabama State?

23 A. Yes.

just objecting.

1  
2 A. The last conversation I had with her,  
3 that was what she -- that was her  
4 position.

5 Q. Okay. And that you had not been  
6 recommended by a principal, so,  
7 therefore, you were not hired; is that  
8 basically what she was telling you?

9 A. Yes.

10 Q. Now --

11 A. Her exact question was: Have you been  
12 recommended? And my reply was, Yes.

13 Q. Okay. But she had previously told you  
14 that people who are recommended by a  
15 principal, the standard operating  
16 procedures for that, that's the person  
17 they choose to hire?

18 MRS. CARTER: Object to the  
19 form.

20 A. Yes.

21 Q. Now, you have also been potentially out  
22 of work for this -- what will be the  
23 2005-2006 school year; is that right?

1 A. There are probably quite a few. More  
2 than we could mention today.

3 Q. Right. That have certifications to be  
4 administrators and things of that  
5 nature, but they've not been given those  
6 type jobs yet?

7 A. Then I don't know who has applied and  
8 who hasn't applied either.

9 Q. I'm confused. Your lawyer was asking  
10 you some questions about this issue  
11 about Special Education, and you said it  
12 was a university problem. When did the  
13 university -- when did you graduate or  
14 get the degree for Special Education  
15 from Alabama State?

16 A. I never said we had one.

17 MR. PATTY: She's talking  
18 about the Ed.S./AA.

19 A. The Ed.S. and double A certification  
20 is -- the double A is a certification.  
21 The Ed.S is a degree.

22 Q. Right.

23 A. This is just -- this is January. We had

1 some problems, but it was just conferred  
2 in November.

3 Q. Of 2005?

4 A. '04 -- '05, '05. The extra courses that  
5 I took as electives were Special  
6 Education courses --

7 Q. Right.

8 A. -- towards collaborative teaching.

9 MRS. CARTER: All right. I  
10 jumped right into that.  
11 If you'll give me three  
12 minutes.

13 MR. PATTY: Okay.

14 (Whereupon a brief recess  
15 was taken.)

16 BY MRS. CARTER:

17 Q. I'm not trying to beat a dead horse, but  
18 it's real important that we're clear on  
19 something and that I make sure that I  
20 haven't misunderstood. Do you recall  
21 ever having a conversation with Jimmy  
22 Barker in the Summer of '05 about a  
23 Special Education position when he said



1 something that was in a grouping,  
2 but . . .

3 A. I'll have to go back and look. I think  
4 I know exactly which one that is, but  
5 I'll have to look back through my notes.

6 Q. Tell me what you think that one is. It  
7 sounds like it was in that same time  
8 frame or summer --

9 A. That one was Southlawn Middle School.  
10 And Tina Minott told me that there was a  
11 legal issue with Pam Cloud (phonetic),  
12 who was a white woman, and she had to  
13 hire her.

14 Q. In '04?

15 A. If I stand corrected, yes.

16 Q. That's what it looks like it is here,  
17 but I could be . . . well, to your  
18 memory, did that happen the same summer  
19 or about the same time that Bobby Abrams  
20 was trying to hire you as administrative  
21 assistant?

22 A. I believe that was the same year.

23 Q. It sounds like it in your Complaint,

1           okay. And tell me again what -- and  
2           Tina Minott wanted to hire you?

3   A.   Yes.

4   Q.   And tell me what she was told.

5   A.   She told me, she said, Melvin, I really  
6           wanted you, she said, but there's a  
7           legal issue with Pam Cloud, and I have  
8           to hire her.

9   Q.   Any other conversations you had with  
10          anybody about that?

11   A.   No.

12   Q.   Do you know Pam Cloud?

13   A.   Yes.

14   Q.   Do you know what her qualifications  
15          were?

16   A.   I think she has a Specialist degree. I  
17          don't know. She has to be certified in  
18          administration, so I'm assuming she at  
19          least has that.

20   Q.   Any other jobs? Those are the ones that  
21          I found in your Complaint. Any other  
22          job that you can tell us about today  
23          that you feel you should have received?

1 A. No.

2 Q. All right.

MRS. CARTER: I'm going to  
say I'm finished,  
because I'm too tired  
from thinking about it.

(Whereupon an off-the-Record  
discussion was held.)

(The deposition of  
MELVIN ALONZA LOWE, III,  
concluded at 5:45 p.m.)

\* \* \* \* \*  
FURTHER DEPONENT SAITH NOT  
\* \* \* \* \*